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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Makoto KATASE

Group Art Unit: 2628

Application No.: 10/634,884

Examiner: T. TRAN

Filed: August 6, 2003

Docket No.: 109115.01

For: ELECTROOPTICAL DEVICE UTILIZING ELECTROPHORESIS

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the January 11, 2007 Restriction Requirement, Applicant provisionally elects Group I, claims 7-9, 11-15 and 19-22, with traverse.<sup>1</sup>

It is also respectfully submitted that the subject matter of all claims 7-9 and 11-22 is sufficiently related that a thorough search for the subject matter of any one Group of claims would encompass a search for the subject matter of the remaining claims. For example, both groups of claims are directed to an electrooptical device that includes particles that are colored so as to reflect a color to be reached to a viewer. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is

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<sup>1</sup> Claim 10 is cancelled.

respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicant and duplicative examination by the Patent Office.

Thus, withdrawal of the Restriction Requirement is respectfully requested.

Respectfully submitted,



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JAO:RBI/hms

Date: February 6, 2007

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